



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: S.J. Lippard, et al.

Serial No.: 09/907,515

Filing Date: July 16, 2002

For: *Novel Coordination Complexes, and Methods for Preparing by Combinatorial Methods, Assaying and Using the Same*

) Attorney Docket No.: MTV-23.01

) Art Unit: 1627

) Examiner: M.G. Baker

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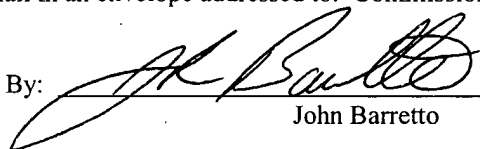
Certificate of First Class Mailing

I hereby certify that the instant "*Response to Restriction Requirement*" is being deposited on the date set forth below with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

January 27, 2003

Date of Signature and Mail Deposit

By:

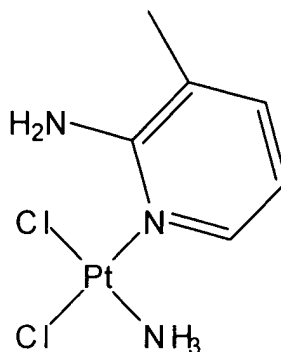

John Barretto

Commissioner for Patents
Washington, DC 20231

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the outstanding Restriction Requirement of September 27, 2002, Applicants provisionally elect, with traverse, Group IV, claims 24-28. The Applicants provisionally elect, with traverse, for purposes of search, the following specific structure of the claimed coordination complex:

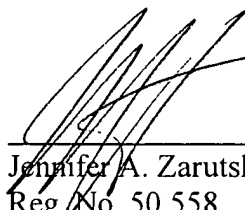


However, it is respectfully submitted that examination of all claims simultaneously would place no undue burden on the Examiner. The Applicants respectfully point out that examination of the claim of Group V (claim 29) necessarily entails a search of the subject matter of Group IV, and therefore submit that the examination of Groups IV and V together present no significant burden over the examination of Group IV alone.

For a restriction requirement to be valid, the Examiner must establish that the search and examination of the entire application cannot be made without serious burden (M.P.E.P § 803). Accordingly, Applicants respectfully request examination of all claims simultaneously.

Any questions raised by this submission may be directed to the undersigned at (617) 832-1754. The Commissioner is hereby authorized to charge any underpayments, or credit any overpayments, to our **Deposit Account No. 06-1448**. Please note that Applicants claim Small Entity Status, and any fees should be charged accordingly.

Respectfully submitted,
FOLEY HOAG



Jennifer A. Zarutskie, Ph.D.
Reg. No. 50,558
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January 27, 2003
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